BOARD BYLAWS

PALO VERDE COMMUNITY COLLEGE DISTRICT
ADMINISTRATIVE PROCEDURE 2610

Public Presentation of Initial Collective Bargaining Proposals

Reference: Government Code Section 3547

It shall be the intent of the Board of Trustees to present all initial proposals of the exclusive representatives and of public school employers, which relate to matters within the scope of representation, to the public so that it is aware of the positions of its elected representatives and can express its opinion.

Procedures for Negotiations:

1. An exclusive representative shall present its initial proposal for collective bargaining at a public meeting of the Board of Trustees. This procedure covers all initial proposals including those pursuant to limited re-openers in current agreements. An exclusive representative shall notify the District sufficiently in advance of the presentation of an initial proposal so that the presentation can be indicated as an information item on the agenda for the public meeting.

2. If an exclusive representative should fail to notify the District sufficiently in advance so that it can be noted on the agenda, the District shall notify the public through regular channels of communication that it is anticipating receipt of the initial proposal. The initial proposal shall then be indicated as an information item on the agenda for the next public meeting.

3. Immediately after receipt of an initial proposal from an exclusive representative, the District shall notify the public through regular channels of communication that it has received the initial proposal and that copies are available for inspection at the District Office.

4. An exclusive representative shall present no less than ten (10) copies of its initial proposal for public inspection and use. If an exclusive representative should fail to supply 10 copies, the District shall prepare an adequate number of copies for public inspection and use. The District may charge the exclusive representative for the reasonable cost of duplication of the proposal.

5. The district shall present an initial proposal from the Board of Trustees at a public meeting of the Board of Trustees no later than thirty (30) days after presentation of the initial proposal from an exclusive representative. At a public meeting of the Board of Trustees, the public shall be given a reasonable opportunity to comment on an initial proposal from an exclusive representative in a public hearing. This public meeting shall be at least seventy-two (72) hours ~~days and no more than thirty (30) days~~ after the ~~public meeting in which the~~ initial proposal has been made public ~~indicated on the agenda~~. After the public hearing, the Board shall adopt its initial proposal. The public hearing and Board of Trustees' approval can occur within the same meeting.

6. Collective bargaining shall not begin on an initial proposal from an exclusive representative unless the procedures herein have been followed.

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~~7. The district shall present an initial proposal from the Board of Trustees at a public meeting of the Board of Trustees no later than thirty (30) days after presentation of the initial proposal from an exclusive representative. This procedure covers all initial proposals including those pursuant to limited re-openers in current agreements. Every effort shall be made to coordinate the initial openers of the employer with the initial openers of the exclusive representative. The presentation shall first be presented as an information item on the agenda for the public meeting. The second reading shall be held as a public hearing and **after which** the Board shall adopt its initial proposal.~~

7. The District shall notify the public through regular channels of communication that the Board of Trustees will take action on its initial proposal and that copies of the proposal are available for inspection at the District Office.

8. The District shall make available no less than ten (10) copies of the proposal for public inspection and use.

9. ~~At a public meeting of the Board of Trustees the public shall be given a reasonable opportunity to comment on the proposal.~~

~~11. Collective bargaining shall not begin on an initial proposal from the Board of Trustees unless the procedures herein have been followed.~~

10. New matters arising after the presentation of initial proposals shall be made public by the District within twenty-four (24) hours through regular channels of communication. If a vote is taken on such matters by the Board of Trustees, the vote thereon by each member voting shall also be made public within twenty-four (24) hours through regular channels of communication.

11. ~~In emergencies the District may change any time requirements herein to a requirement of not less than twenty-four (24) hours.~~

12. Upon ratification of the tentative agreements on the initial proposals by the exclusive representatives, the Board of Trustees shall receive and ratify the amended agreement. The Management Team shall present the amendments to the agreement along with any costs associated with this amendment.

13. The Board of Trustees shall conduct a public hearing on the ratification to provide the public an opportunity to comment on the amendments and their related costs. The public shall be provided a minimum of seventy-two (72) hours to review the amendments to the agreement prior to any ratification by the Board of Trustees.

14. Any individual who is a resident of the District, parent or guardian of a student in the District, or an adult student in the District may file a complaint with the Superintendent/President that the District or an exclusive representative has failed to comply with these procedures. Such complaint shall be filed no later than thirty (30) days subsequent to the date when conduct alleged to be a violation was known or reasonably could have been discovered. The Board of Trustees shall investigate the alleged complaint and present its findings or action to the public.

(Formerly a part of PVC Board Policy 7291)

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01/14/06 Board First Read
01/24/06 Board Second Read and Approval
05/19/15 College Council Approval
05/26/15 Board Information Item